

MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

March 20, 1952
10:00 A.M.

Council Chamber, City Hall

The meeting was called to order with Mayor Drake presiding.

Roll Call:

Present: Councilmen Johnson, Long, White, Mayor Drake

Absent: Councilman MacCorkle

Present also: Walter E. Seaholm, City Manager; W. T. Williams, Jr., City Attorney; C. G. Levander, Director of Public Works.

Councilman Johnson moved that the Minutes of the previous meeting be approved. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Johnson, Long, White, Mayor Drake

Noes: None

Absent: Councilman MacCorkle

MR. JACK SWENSON read letters from the Park and Recreation Board, and from the City Plan Commission (dated March 18th and March 19, respectively) recommending the entire tract owned by the City adjacent to the Brentwood School be retained as park area, and with provision for a street to be cut through. He submitted a petition from the property owners that this property be designated as a park. Councilman White moved that the entire tract that the City owned, adjacent to the Brentwood School, be dedicated for park and street purposes. The motion, seconded by Councilman Long, carried by the following vote:

Ayes: Councilmen Johnson, Long, White, Mayor Drake

Noes: None

Absent: Councilman MacCorkle

MR. PERRY JONES appeared in the interest of MR. B. M. GAFFORD'S protest to Mr. Marion Fowler's boat-docks. It was stated more information was being obtained on the shore line of the lake. The Mayor stated the information would be ready by the following week; and if not, Mr. Jones would be notified by Wednesday.

Councilman Long offered the following resolution and moved its adoption:

(RESOLUTION)

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the final plat of the subdivision known as "Highland Village, Section Two", approved by the City Plan Commission of the City of Austin on March 13, 1952, be and the same is hereby accepted and authorized to be filed of record in the office of the County Clerk of Travis County, Texas, in accordance with the provisions of the laws of the State of Texas, and the ordinances of the City of Austin, and that this action of the City Council be indicated by appropriate notation, signed by the Mayor, on the original plat of said subdivision prior to its recording in the Plat Records of Travis County, Texas.

The motion, seconded by Councilman White, carried by the following vote:
Ayes: Councilmen Johnson, Long, White, Mayor Drake
Noes: None
Absent: Councilman MacCorkle

Councilman Long offered the following resolution and moved its adoption:

(RESOLUTION)

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the final plat of the subdivision known as "Resubdivision of Lots 18-20, Incl., Block 2, Broadacres", approved by the City Plan Commission of the City of Austin on March 13, 1952, be and the same is hereby accepted and authorized to be filed of record in the office of the County Clerk of Travis County, Texas, in accordance with the provisions of the laws of the State of Texas, and the ordinances of the City of Austin, and that this action of the City Council be indicated by appropriate notation, signed by the Mayor, on the original plat of said subdivision prior to its recording in the Plat Records of Travis County, Texas.

The motion, seconded by Councilman White, carried by the following vote:
Ayes: Councilmen Johnson, Long, White, Mayor Drake
Noes: None
Absent: Councilman MacCorkle

Councilman Johnson offered the following resolution and moved its adoption:

(RESOLUTION)

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the final plat of the subdivision known as "Northway Crest, Section No. 1", approved by the City Plan Commission of the City of Austin on February 28, 1952, be and the same is hereby accepted and authorized to be filed of record in the office of the County Clerk of Travis County, Texas, in accordance with the provisions of the laws of the State of Texas, and the ordinances of

the City of Austin, and that this action of the City Council be indicated by appropriate notation, signed by the Mayor, on the original plat of said subdivision prior to its recording in the Plat Records of Travis County, Texas.

The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Johnson, Long, White, Mayor Drake

Noes: None

Absent: Councilman MacCorkle

Mr. George Sandlin explained the fine development that was proposed in this section and the section which will be submitted for approval next week. He stated after all utilities were placed, all streets would be paved, and have curbs and gutters.

Mayor Drake introduced the following ordinance:

AN ORDINANCE AMENDING THAT CERTAIN ORDINANCE PASSED BY THE CITY COUNCIL OF THE CITY OF AUSTIN, TEXAS, JULY 17, 1941, AND RECORDED IN ORDINANCE BOOK "L", PAGES 152-174, INCLUSIVE, OF THE ORDINANCE RECORDS OF THE CITY OF AUSTIN, WHICH ORDINANCE WAS AMENDATORY OF THAT CERTAIN ORDINANCE ESTABLISHING ZONING REGULATIONS AND DISTRICTS IN ACCORDANCE WITH A COMPREHENSIVE PLAN PASSED BY THE CITY COUNCIL APRIL 23, 1931, AND RECORDED IN BOOK "I", PAGES 301-318, INCLUSIVE, OF THE ORDINANCE RECORDS OF THE CITY OF AUSTIN, THE AMENDATORY ORDINANCE HEREBY CHANGING THE HEIGHT AND AREA DESIGNATION FROM FIRST HEIGHT AND AREA DISTRICT TO FIFTH HEIGHT AND AREA DISTRICT ON LOTS 9 THROUGH 16, BLOCK 11; LOTS 13 THROUGH 16, BLOCK 8; AND LOT 21, BLOCK 4, OF THE ALTA VISTA ADDITION, IN THE CITY OF AUSTIN, TRAVIS COUNTY, TEXAS; ORDERING A CHANGE IN THE HEIGHT AND AREA MAP SO AS TO RECORD THE CHANGES HEREBY ORDERED; AND SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS.

The ordinance was read the first time and Councilman Long moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Johnson, Long, White, Mayor Drake

Noes: None

Absent: Councilman MacCorkle

The ordinance was read the second time and Councilman Long moved that the rule be suspended and the ordinance passed to its third reading. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Johnson, Long, White, Mayor Drake

Noes: None

Absent: Councilman MacCorkle

The ordinance was read the third time and Councilman Long moved that the ordinance be finally passed. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Johnson, Long, White, Mayor Drake

Noes: None

Absent: Councilman MacCorkle

The Mayor then announced that the ordinance had been finally passed.

Mayor Drake introduced the following ordinance:

AN ORDINANCE AMENDING THAT CERTAIN ORDINANCE PASSED BY THE CITY COUNCIL OF THE CITY OF AUSTIN, TEXAS, JULY 17, 1941, LAND RECORDED IN ORDINANCE BOOK "L", PAGES 152-174, INCLUSIVE, OF THE ORDINANCE RECORDS OF THE CITY OF AUSTIN, WHICH ORDINANCE WAS AMENDATORY OF THAT CERTAIN ORDINANCE ESTABLISHING ZONING REGULATIONS AND DISTRICTS IN ACCORDANCE WITH A COMPREHENSIVE PLAN PASSED BY THE CITY COUNCIL APRIL 23, 1931, AND RECORDED IN BOOK "I", PAGES 301-318, INCLUSIVE, OF THE ORDINANCE RECORDS OF THE CITY OF AUSTIN, THE AMENDATORY ORDINANCE HEREBY CHANGING THE USE DESIGNATION FROM "A" RESIDENCE DISTRICT AND FIRST HEIGHT AND AREA DISTRICT TO "C" COMMERCIAL DISTRICT AND FIRST HEIGHT AND AREA DISTRICT ON THE NORTH 200 FEET, MORE OR LESS OF EVERETT H. GIVENS ONE-ACRE TRACT, LOCALLY KNOWN AS THE 3500 BLOCK OF EAST 19TH STREET, IN THE CITY OF AUSTIN, TRAVIS COUNTY, TEXAS; ORDERING A CHANGE IN THE USE MAP SO AS TO RECORD THE CHANGE HEREBY ORDERED; AND SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS.

The ordinance was read the first time and Councilman Long moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Johnson, Long, White, Mayor Drake

Noes: None

Absent: Councilman MacCorkle

The ordinance was read the second time and Councilman Long moved that the rule be suspended and the ordinance passed to its third reading. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Johnson, Long, White, Mayor Drake

Noes: None

Absent: Councilman MacCorkle

The ordinance was read the third time and Councilman Long moved that the ordinance be finally passed. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Johnson, Long, White, Mayor Drake

Noes: None

Absent: Councilman MacCorkle

The Mayor announced that the ordinance had been finally passed.

Mayor Drake introduced the following ordinance:

AN ORDINANCE CLOSING THE HEARING GIVEN TO THE REAL AND TRUE OWNERS OF PROPERTY ABUTTING UPON WEST 5th STREET AND SUNDRY OTHER STREETS IN THE CITY OF AUSTIN, TEXAS, WITHIN THE LIMITS HEREINAFTER DEFINED, AS TO SPECIAL BENEFITS TO ACCRUE TO SAID PROPERTY AND THE REAL AND TRUE OWNERS THEREOF BY VIRTUE OF THE IMPROVEMENT OF SAID STREET WITHIN SAID LIMITS, AND AS TO ANY ERRORS, INVALIDITIES OR IRREGULARITIES IN ANY OF THE PROCEEDINGS OR CONTRACT THEREFOR; OVERRULING AND DENYING ALL PROTESTS AND OBJECTIONS OFFERED; FINDING AND DETERMINING THAT EACH AND EVERY PARCEL OF PROPERTY ABUTTING UPON SAID STREET WITHIN THE LIMITS DEFINED WILL BE SPECIALLY BENEFITED AND ENHANCED IN VALUE IN EXCESS OF THE AMOUNT OF THE COST OF SAID IMPROVEMENTS PROPOSED TO BE, AND AS, ASSESSED AGAINST SAID PROPERTY, AND THE REAL AND TRUE OWNERS THEREOF, AND LEVYING AN ASSESSMENT FOR THE PAYMENT OF A PORTION OF THE COST OF IMPROVING SAID STREET WITHIN SAID LIMITS DEFINED, FIXING A CHARGE AND LIEN AGAINST SAID PROPERTIES, AND THE REAL AND TRUE OWNERS THEREOF, PROVIDING FOR THE ISSUANCE OF ASSIGNABLE CERTIFICATES UPON THE COMPLETION AND ACCEPTANCE OF SAID WORK, THE MANNER AND TIME OF PAYMENT THEREOF, AND PROVIDING FOR THE MANNER AND METHOD OF COLLECTION OF SAID ASSESSMENTS AND CERTIFICATES; DECLARING AN EMERGENCY, AND PROVIDING THAT THIS ORDINANCE SHALL BECOME EFFECTIVE IMMEDIATELY UPON ITS PASSAGE.

The ordinance was read the first time and Councilman Johnson moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman Long, carried by the following vote:

Ayes: Councilmen Johnson, Long, White, Mayor Drake
Noes: None
Absent: Councilman MacCorkle

The ordinance was read the second time and Councilman Johnson moved that the rule be suspended and the ordinance passed to its third reading. The motion, seconded by Councilman Long, carried by the following vote:

Ayes: Councilmen Johnson, Long, White, Mayor Drake
Noes: None
Absent: Councilman MacCorkle

The ordinance was read the third time and Councilman Johnson moved that the ordinance be finally passed. The motion, seconded by Councilman Long, carried by the following vote:

Ayes: Councilmen Johnson, Long, White, Mayor Drake
Noes: None
Absent: Councilman MacCorkle

The Mayor then announced that the ordinance had been finally passed.

The Council received the following:

"March 19, 1952

"TO THE MAYOR AND CITY COUNCIL:

"I certify that the tax assessment on the improvements on Lot 1, Block 7, Green Acres, located on Pegram Avenue, Esperanza School District, Plat S-394, Item 77, assessed in the name of John A. Farrand for the year 1951, is incorrect because of erroneous information as follows:

"According to the attached affidavit executed by John A. Farrand the improvements on the above property were only 20% completed as of January 1, 1951.

"I recommend that I be authorized to reduce the assessed value of the improvements referred to from \$2,660 to \$530 on the tax roll for the year 1951.

"(Sgd) T. B. Marshall
City Tax Assessor & Collector"

Councilman White then offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, the City Tax Assessor and Collector has made a special investigation of the tax assessment hereinafter set forth and has found the same to be incorrect for the reasons stated in his certificate delivered to the City Council and filed with the City Clerk; and

WHEREAS, in such certificate the City Tax Assessor and Collector has recommended the adjustment in assessed value hereinafter indicated for said assessment, Now Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the tax assessment for the year shown be and the same is hereby adjusted and corrected to fix the assessed value therein as indicated:

Year	Description of property	Original Assessment	Adjusted Assessment
1951	Improvements on Lot 1, Block 7, Green Acres, Esperanza School District (Plat S-394, Item 77)	\$2,660	\$ 530

The motion, seconded by Councilman Johnson, carried by the following vote:

Ayes: Councilmen Johnson, Long, White, Mayor Drake

Noes: None

Absent: Councilman MacCorkle

The Council received the following:

"March 7, 1952

"TO THE MAYOR AND CITY COUNCIL:

"I certify that the tax assessments on the improvements on 2 acres, Lot 45, Bissel Survey, St. Elmo School District, Plat S-836, Item 18, being

a tract of land located on the west side of Davis Lane, for the years 1950 and 1951 are incorrect because of erroneous information as follows:

"According to the attached affidavit executed by E. W. Harris, Jr. on March 6, 1952 no such improvements existed on the dates of these tax levies.

"I recommend that I be authorized to remove from the 1950 tax roll the assessment of \$400 covering improvements on said real estate and to remove from the 1951 tax roll the assessment of \$400 covering improvements on said real estate.

"(Sgd) T. B. Marshall
City Tax Assessor & Collector"

Councilman Long then offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, the City Tax Assessor and Collector has made a special investigation of the tax assessments hereinafter set forth, and has found the same to be incorrect for the reasons stated in his certificate delivered to the City Council and filed with the City Clerk; and

WHEREAS, in such certificate the City Tax Assessor and Collector has recommended the adjustments in assessed value hereinafter indicated for said assessments, Now Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the following tax assessments for the year shown be and the same are hereby adjusted and corrected to fix the assessed values therein as indicated:

<u>Year</u>	<u>Description of property</u>	<u>Original Assessment</u>	<u>Adjusted Assessment</u>
1950	Improvements on 2 acres, Lot 45, Bissel Survey, St. Elmo School District, Plat S-836, Item 18	\$400	-0-
1951	ditto	\$400	-0-

The motion, seconded by Councilman Johnson, carried by the following vote:

Ayes: Councilmen Johnson, Long, White, Mayor Drake

Noes: None

Absent: Councilman MacCorkle

The Council received the following:

"March 19, 1952

"TO THE MAYOR AND CITY COUNCIL:

"I certify that the tax assessment on the improvements on Lot 8, Block 96, Original City of Austin, Plat 8, Item 140, located at 207 East 9th Street,

assessed against Capt John B. Pearson for the year 1951, is incorrect because of erroneous information as follows:

"According to the attached affidavit executed by Mrs. Nellie Holman Bartlett, Agent for Capt. John B. Pearson, there were no improvements on the above described premises as of January 1, 1951, except a garage building 14' x 17' with an attached shed 15' x 14'.

"I recommend that I be authorized to reduce the assessed value of the improvements from \$3,190 to \$120 on the tax roll for the year 1951.

"(Sgd) T. B. Marshall
City Tax Assessor & Collector"

Councilman Johnson then offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, the City Tax Assessor and Collector has made a special investigation of the tax assessment hereinafter set forth and has found the same to be incorrect for the reasons stated in his certificate delivered to the City Council and filed with the City Clerk; and

WHEREAS, in such certificate the City Tax Assessor and Collector has recommended the adjustment in assessed value hereinafter indicated for said assessment, Now Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the tax assessment for the year shown be and the same is hereby adjusted and corrected to fix the assessed value therein as indicated:

<u>Year</u>	<u>Description of Property</u>	<u>Original Assessment</u>	<u>Adjusted Assessment</u>
1951	Lot 8, Block 96, Original City (Improvements only)	\$3,190	\$120

The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Johnson, Long, White, Mayor Drake

Noes: None

Absent: Councilman MacCorkle

The Council received the following:

"March 13, 1952

"TO THE MAYOR AND CITY COUNCIL:

"I certify that the tax assessment against the improvements on Lots 1, 2 & 3, Block 1, Outlot 12, Div. B, Lorraine Heights, Plat 260, Item 86, in the name of H. M. Hargrave on the tax roll for the year 1951, is incorrect because of erroneous information as follows:

"The building at 2906 Webberville Road was assessed as having been 100% completed as of January 1, 1951, but actually the portion of completion on

that date was only 25%.

"I recommend that I be authorized to reduce the assessed value of the improvements on the property legally described above from \$3,800 to \$2,410 on the tax roll for the year 1951.

"(Sgd) T. B. Marshall
City Tax Assessor & Collector"

Councilman Johnson then offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, the City Tax Assessor and Collector has made a special investigation of the tax assessment hereinafter set forth and has found the same to be incorrect for the reasons stated in his certificate delivered to the City Council and filed with the City Clerk; and

WHEREAS, in such certificate the City Tax Assessor and Collector has recommended the adjustment in assessed value hereinafter indicated for said assessments, Now Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the following tax assessment for the year shown be and the same is hereby adjusted and corrected to fix the assessed value therein as indicated:

<u>Year</u>	<u>Description of property</u>	<u>Original Assessment</u>	<u>Adjusted Assessment</u>
1951	Improvements on Lots 1, 2, 3, Block 1, O.L. 12, Div. B, Lorraine Heights, Plat 260, Item 86	\$3,800	\$2,410

The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Johnson, Long, White, Mayor Drake

Noes: None

Absent: Councilman MacCorkle

Councilman Johnson offered the following resolution and moved its adoption:

(RESOLUTION)

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the City Manager be and he is hereby authorized and directed to enter into a contract on behalf of the City of Austin with W. M. Graham, in accordance with the terms and provisions of a certain contract, copy of which is attached to this Resolution, and marked by the City Clerk for purposes of identification, and the City Clerk is hereby directed to file for permanent record in the office of the City Clerk the attached copy of said contract without recordation in the Minutes of the City Council. (On file under WATER MAIN EXTENSIONS - Contract File No. 568-C)

The motion, seconded by Councilman White, carried by the following vote:
Ayes: Councilmen Johnson, Long, White, Mayor Drake
Noes: None
Absent: Councilman Mac Corkle

Councilman Long moved that the following ordinance be referred to the Zoning Commission:

AN ORDINANCE AMENDING THAT CERTAIN ORDINANCE PASSED BY THE CITY COUNCIL OF THE CITY OF AUSTIN, TEXAS, JULY 17, 1941, AND RECORDED IN ORDINANCE BOOK "L", PAGES 152-174, INCLUSIVE, OF THE ORDINANCE RECORDS OF THE CITY OF AUSTIN, WHICH ORDINANCE WAS AMENDATORY OF THAT CERTAIN ORDINANCE ESTABLISHING ZONING REGULATIONS AND DISTRICTS IN ACCORDANCE WITH A COMPREHENSIVE PLAN PASSED BY THE CITY COUNCIL APRIL 23, 1931, AND RECORDED IN BOOK "I", PAGES 301-318, INCLUSIVE OF THE ORDINANCE RECORDS OF THE CITY OF AUSTIN, THE AMENDATORY ORDINANCE HEREBY CHANGING THE HEIGHT AND AREA DESIGNATION FROM ITS PRESENT HEIGHT AND AREA DISTRICT TO FIFTH HEIGHT AND AREA DISTRICT ON ALL LOTS, PARCELS OF LAND AND ACREAGE WHICH LIE WITHIN A LINE ESTABLISHED 150 FEET BACK FROM AND PARALLEL WITH THE WEST RIGHT-OF-WAY LINE OF LAMAR BOULEVARD, SITUATED BETWEEN THE NORTH STREET LINE OF WEST 39TH STREET AND THE SOUTH STREET LINE OF WEST 42ND STREET; ALSO, ALL LOTS, PARCELS OF LAND AND ACREAGE WHICH LIE WITHIN A LINE ESTABLISHED 150 FEET BACK FROM AND PARALLEL WITH THE WEST RIGHT-OF-WAY LINE OF LAMAR BOULEVARD AND SITUATED BETWEEN THE NORTH STREET LINE OF WEST 42ND STREET AND THE SOUTH STREET LINE OF WEST 45TH STREET; AND, ALL PRIVATELY OWNED LOTS, PARCELS OF LAND AND ACREAGE WHICH LIE WITHIN A LINE ESTABLISHED 150 FEET BACK FROM AND PARALLEL WITH THE RIGHT-OF-WAY LINE OF 45TH STREET SITUATED BETWEEN THE EAST STREET LINE OF SHOALWOOD AVENUE AND THE WEST STREET LINE OF AIRPORT BOULEVARD; AND SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS.

The motion, seconded by Councilman Johnson, carried by the following vote:
Ayes: Councilmen Johnson, Long, White, Mayor Drake
Noes: None
Absent: Councilman MacCorkle

Councilman Long moved that the following ordinance be referred to the Zoning Commission:

AN ORDINANCE AMENDING THAT CERTAIN ORDINANCE PASSED BY THE CITY COUNCIL OF THE CITY OF AUSTIN, TEXAS, JULY 17, 1941, AND RECORDED IN ORDINANCE BOOK "L", PAGES 152-174, INCLUSIVE, OF THE ORDINANCE RECORDS OF THE CITY OF AUSTIN, WHICH ORDINANCE WAS AMENDATORY OF THAT CERTAIN ORDINANCE ESTABLISHING ZONING REGULATIONS AND DISTRICTS IN ACCORDANCE WITH A COMPREHENSIVE

PLAN PASSED BY THE CITY COUNCIL APRIL 23, 1931, AND RECORDED IN BOOK "I", PAGES 301-318, INCLUSIVE, OF THE ORDINANCE RECORDS OF THE CITY OF AUSTIN, THE AMENDATORY ORDINANCE HEREBY AMENDING A PORTION OF SECTION 2, DEFINING BOULEVARD STREET, BY ADDING FORTY-FIFTH STREET TO THE LIST OF BOULEVARD STREETS ENUMERATED IN SAID SECTION; AND SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS.

The motion, seconded by Councilman Johnson, carried by the following vote:

Ayes: Councilmen Johnson, Long, White, Mayor Drake

Noes: None

Absent: Councilman MacCorkle

The Plumbing Ordinance was laid before the Council for consideration. The City Manager stated the Southern Union Gas Company asked that they have a representative on the Board, as there was so much gas piping laid. Councilman Long had had comment from the plumbers, who were concerned about the number of inspections and the few men available to make the inspections. The plumbers felt there was a lot of plumbing going on which was not getting adequate inspections, and that some plumbing is being used that does not fit the specifications of the present ordinance.

The Mayor then introduced the following ordinance:

AN ORDINANCE REGULATING PLUMBING AND GAS FITTING WORK; PROVIDING FOR ENFORCEMENT OF THIS ORDINANCE; REQUIRING PERMITS AND PRESCRIBING FEES FOR PLUMBING AND GAS FITTING; PRESCRIBING SPECIFICATIONS FOR PLUMBING INSTALLATIONS, GAS PIPING AND GAS APPLIANCES; PROVIDING PENALTIES FOR VIOLATIONS OF THIS ORDINANCE; PROVIDING A SEVERABILITY CLAUSE; REPEALING CERTAIN ORDINANCES AND ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; AND DECLARING AN EMERGENCY.

The ordinance was read the first time, and Councilman Long moved that the ordinance be passed to its second reading. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Johnson, Long, White, Mayor Drake

Noes: None

Absent: Councilman MacCorkle

Councilman Long inquired about interest payments on water meter deposits. The City Manager stated private enterprises were required to pay the interest, but not cities. Concerning refunds on water meter deposits, the City Manager stated there was no way for checks to be made on unclaimed deposits; that it was the responsibility of the individuals who have the receipts to come in and make their claims.

Councilman Long inquired about widening West 6th Street. The Director of Public Works stated plans were complete on West 6th and they were being held until Lavaca Street was completed, and it was hoped to have part of the program ready to submit by next week.

Councilman Long inquired about the change of policy that the Southern Union Gas Company had made concerning not paying the interest on deposits until the depositor asked for it or took down the deposit. She asked the City Attorney to check the regulations to see if the City controlled that matter and report back to the Council next week, as it amounted to 30¢ a year; and usually it was credited to the bill, but it was not this year.

Discussion was held on the various deposits made. The City Manager explained the difference in the deposits--the reduction of deposits required during depression years, the amount of deposits required by water districts, etc. He stated the \$5.00 deposit was becoming insufficient as a guarantee of an electric bill, as most accounts run in excess of \$5.00. Councilman Long suggested everyone be put on the same deposit basis, and that some method be set up where there would not be so much confusion in getting the refunds. After discussion, Councilman Long moved that the City Manager be instructed to bring before the Council an ordinance forming the policy concerning old and new deposits and whatever changes are recommended. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Johnson, Long, White, Mayor Drake

Noes: None

Absent: Councilman MacCorkle

Councilman Long had complaints on East 34th between Red River and East Avenue which had been torn up by Collins Construction Company and never put back in order. The Director of Public Works stated the work was still under way, and the Company had not been paid off yet.

Councilman Long inquired about the policy on accrued sick leave and how it is handled when a person terminates his service with the City. The City Manager stated employees not under Civil Service or not called into the Military Service lost their sick leave; but under a plan that is about ready to submit to the Council, it will be recommended to pay an employee for the unused sick leave upon termination of his service, as is required in the Police and Fire Departments. He stated he believed this policy would eliminate or reduce absenteeism, since some employees might be taking some sick leave when not needed. He stated this recommendation would be in the hands of the Council within 30 days for its approval. He stated a Manual would be furnished employees explaining the rules and regulations so that confusion would be avoided.

Councilman Long inquired about the purchase of the Janes property for the right-of-way of the bridge. The City Manager reported some progress.

The City Manager reported to the Council that some of the houses in the Barton Springs Road project were vacant, and he had a request for the purchase of these in units to be moved out of the County. He stated he had recommended demolishing the houses, and the Council authorized that; but inasmuch as this offer was to move them out of the County, he would recommend their sale with that condition. Councilman White inquired about the plumbing. The City Manager indicated the plumbing fixtures would be retained. Councilman White noted that the City could

get more for the houses if they werenot torn down. The City Manager stated the sale would be conditioned on the removal of the houses from Travis County.

Councilman White inquired about the kitchen at the fire hall. The City Manager stated this was about ready to submit to the Council for an approval of the contract. This contract would not include space for the Fire Marshall's Office, as it might be necessary to expand the fire station, and a study is being made of an enlargement of the station.

Councilman Long inquired about the progress on obtaining the park land adjoining Zilker School. The City Manager replied it was under condemnation, and the papers were in the Legal Department. There was some difficulty in locating all the heirs.

MR. CURTIS MOSTELLER appeared before the Council and submitted some charts and information pertaining to traffic. He filed this information with the Mayor and stated he would have more to file the following week.

The Council received notice from the City Manager that the following application for change of zone had been referred to the Zoning Commission:

J. E. GRIFFITH

By Frank J. Clement

2200-04 Maple Avenue

From "A" to "D"

There being no further business, the Council adjourned subject to the call of the Mayor.

APPROVED: W. S. Draschel

Mayor

ATTEST:

Elmer Hooley
City Clerk